

REMARKS

The Applicants respectfully request reconsideration in view of the following remarks and amendments. Claims 1, 6, 9, 14, 17, 19, 21, 23, 25, 27, and 29 are amended. Accordingly, claims 1-29 are pending in the application.

I. Claims Rejected Under 35 U.S.C. § 112

Claims 6, 14, 17, 19, 21, 23, 25, and 27 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

With respect to the § 112 rejection of claims 6 and 14, these claims are amended to remove the phrase of “the possibility” as suggested by the Examiner to clarify the claim language. With respect to claims 17, 19, 21, 23, and 25, these claims are amended to replace the elements of “setting variable i” to state “setting a variable i” and “the third attribute” to state “a third attribute” as suggested by the Examiner to correct the antecedent basis issue.

Moreover, in regard to claims 17, 19, 21, 23, 25, and 27, these claims are amended to replace the elements of “if the prompt character string is transmitted” to state “in response to the prompt character string being transmitted” and “if the network devices requests an additional input” to state “in response to the network devices requesting an additional input” to remove the conditional language from the claims.

Thus, in light of the amendments of claims 6, 14, 17, 19, 21, 23, 25, and 27, the Applicants believe that these claims are compliant under 35 U.S.C. § 112, second paragraph. Accordingly, reconsideration and withdrawal of the rejection of claims 6, 14, 17, 19, 21, 23, 25, and 27 are respectfully requested.

II. Claims Rejected Under 35 U.S.C. § 101

Claim 29 stands rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter.

With respect to the § 101 rejection of claim 29, this claim is amended to replace the elements of “computer readable medium” to state “computer readable storage medium” as suggested by the Examiner to overcome the § 101 rejection. In light of the amendment of claim 29, the Applicants believe that claim 29 is directed to statutory subject matter. Accordingly, reconsideration and withdrawal of the rejection of claim 29 are respectfully requested.

III. Claims Rejected Under 35 U.S.C. § 102

Claims 1, 3, 4, 9, 11, 12, and 29 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 7,065,562 issued to Courtney (hereinafter “Courtney”). To establish an anticipation rejection the Examiner must show that the cited reference teaches each element of a claim.

Claim 1, as amended, recites the elements of “the XML template includes, for each CLI command, a tag to indicate a failure of executing the respective CLI command.” The amendment is supported, for example, by page 6, lines 11-13, of the Specification. Courtney fails to teach these elements. Instead, Courtney teaches, as shown in Fig. 5, that a system administrator may send an XML-based command to a configuration interface that converts the XML-based command to a CLI-based command using XML schema. See Courtney, column 5, lines 59-62. However, Courtney fails to teach the elements of “a tag to indicate a failure of executing the respective CLI command,” *included in the XML template (i.e., the template)* as required by claim 1. See e.g., Courtney, column 5, lines 5-22. Consequently, for at least these reasons, Courtney fails to teach each element of claim 1. In addition, dependent claims 3 and 4 are patentable over the cited art because each of these claims depends on base claim 1. Accordingly, reconsideration and withdrawal of the rejection of claims 1, 3, and 4 are respectfully requested.

With respect to claim 9, this claim recites analogous elements to those in claim 1. Thus, for at least the reasons discussed in connection with claim 1, Courtney fails to teach each element of claim 9. In addition dependent claims 11, 12, and 29 are patentable over the cited art because each of these claims depends on base claim 9.

IV. Claims Rejected Under 35 U.S.C. § 103

Claims 2, 5, 6, 10, 13, 14, and 17-28 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Courtney in view of U.S. Patent No. 7,054,924 issued to Harvey et al. (hereinafter "Harvey").

With respect to claims 2, 5, 6, 10, 13, 14, and 17-28, each of these claims depends on claim 1 or claim 9 and incorporates the limitations thereof. Thus, for the reasons discussed in connection with claim 1 or 9, Courtney fails to teach or suggest each element of claims 2, 5, 6, 10, 13, 14, and 17-28. Moreover, Harvey fails to teach or suggest the missing elements. The Examiner has not cited and the Applicants are unable to discern the portion of Harvey that teaches or suggests the missing elements. Consequently, for at least these reasons, Harvey in view of Courtney fails to teach or suggest each element of claims 2, 5, 6, 10, 13, 14, and 17-28. Accordingly, reconsideration and withdrawal of the rejection of claims 2, 5, 6, 10, 13, 14, and 17-28 are respectfully requested.

V. Allowable Subject Matter

The Applicants respectfully acknowledge with appreciation the Examiner's indication that claims 7, 8, 15, and 16 would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims. Claims 7, 8, 15, and 16 depend from claim 1 or 9 and incorporate the limitations thereof. As previously discussed, claims 1 and 9 are patentable over the prior art. Thus, for at least the reasons that claims 7, 8, 15, and 16 depend from an allowable base claim, the Applicants believe claims 7, 8, 15, and 16 are patentable over the cited art without rewriting the claims in the manner proposed by the Examiner. Accordingly, the Applicants respectfully request consideration and allowance of claims 7, 8, 15, and 16 at the Examiner's earliest convenience.

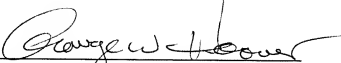
CONCLUSION

In view of the foregoing, it is believed that all claims now pending patentably define the subject invention over the prior art of record, and are in condition for allowance and such action is earnestly solicited at the earliest possible date. If the Examiner believes that a telephone conference would be useful in moving the application forward to allowance, the Examiner is encouraged to contact the undersigned at (310) 207 3800.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

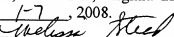
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George W. Hoover Reg. No. 32,992

1279 Oakmead Parkway
Sunnyvale, CA 94085-4040
(310) 207-3800

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